

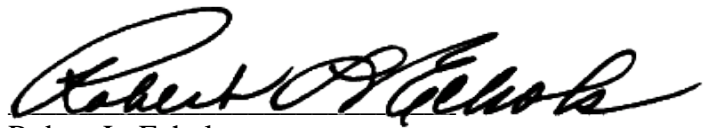


absolute or unconditional. Thus, the holding in Bazzetta is not in conflict with this Court's decision to dismiss the instant action.

The plaintiff also argues that state law creates an entitlement to visitation that is subject to due process. The state statutes cited by the plaintiff, however, simply address the powers and duties given to the Commissioner of the Tennessee Department of Correction and do not create an entitlement to due process.<sup>1</sup> In any event, an inmate may appeal disapproval of a visitor through the grievance procedure. TDOC Policy No.507.01(VI)(B)(5). The plaintiff has not alleged that he was denied such an opportunity.<sup>2</sup>

Therefore, the Court finds that this action was not dismissed in error. Accordingly, plaintiff's Motion for Reconsideration lacks merit and is hereby DENIED.

It is so ORDERED.

A handwritten signature in black ink, appearing to read "Robert L. Echols", written in a cursive style.

Robert L. Echols  
United States District Judge

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<sup>1</sup> The plaintiff cites Tenn. Code Ann. §§ 4-3-603 and 4-3-606.

<sup>2</sup> TDOC regulations also provide that any visitor may be denied entrance to the visiting area for any reason. TDOC Policy No. 507.01(VI)(G)(1).